

STATE OF TEXAS

April 28, 2008

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 28th day of April 2008, the Honorable Commissioner's Court of Johnson County, Texas, met in Regular Session at the Courthouse thereof, in the City of Cleburne, Johnson County, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same. The meeting was called to order at 9:00 A.M., with all members present, and following the Invocation led by Pastor Mark Ely and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on April 24, 2008 at 1:01 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF LENGTH OF SERVICE PIN TO BEVERLY EARL, JUVENILE SERVICES

Beverly Earl, an employee of Johnson County was recognized for her service to the Juvenile Services and was given a 25 year Length of Service pin.

2. RECOGNITION OF EXTENSION VOLUNTEERS AND THEIR CONTRIBUTIONS WITHIN THE COUNTY

The Extension Volunteers were recognized for their contributions within the County.

3. PRESENTATION OF V.G. YOUNG INSTITUTE OF COUNTY GOVERNMENT CONTINUING EDUCATION CERTIFICATES

Chris Schneider, Extension Agent, made a presentation of Certificates for Continuing Education to the Commissioner's Court from the V.G. Young Institute of County Government to Commissioner Mark C. Carpenter and Commissioner Don Beeson.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. McFall, seconded by Comm. Carpenter, made a motion to pay bills as presented by the County Auditor.

All voted aye; motion carried.

2. CONSIDERATION OF TREASURER'S REPORT

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Treasurer's Report as presented by the County Treasurer.

All voted aye; motion carried.

3. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

The Commissioner's Court acknowledged the receipt of the County Auditor's Reports.

4. CONSIDERATION TO AWARD BIDS:

a. **RFB #2008-161-Janitorial and Paper Supplies**

Comm. Matthews, seconded by Comm. Carpenter, made a motion to award **RFB 2008-161** for janitorial supplies and paper products to Empire Paper Company as the primary vendor and Corporate as secondary vendor.

All voted aye; motion carried.

- b. **RFP #2008-149A-Roofing and Waterproofing for Johnson County Law Enforcement Center**

Comm. McFall, seconded by Comm. Beeson, made a motion to award **RFP #2008-149A** for roofing and waterproofing of the Johnson County Law Enforcement Center roof to Action Commercial with a dollar amount cap of \$220,000.00 and to be completed within 30 days dependant on the weather.

All voted aye; motion carried.

- c. **RFP #2008-161A-Imaging Project for Johnson County Tax Assessor's Office**

Comm. Carpenter, seconded by Comm. Beeson, made a motion to award **RFP #2008-161A** for an imaging project for the Johnson County Tax Assessor's Office to Image Tek, Inc. in the amount of \$69,344.40.

All voted aye; motion carried.

The Commissioner's Court recessed at 9:58 A.M. and reconvened at 10:28 A.M.

to consider the following:

VII. UNFINISHED BUSINESS

1. **ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR RESTORATION OF JOHNSON COUNTY COURTHOUSE**

- a. **Proposal Request #70-Additional Expense for Tile Floor Polishing due to Inaccurate Square Footage**

Comm. Matthews, seconded by Comm. McFall, made a motion to approve Proposal Request #70 for the additional expense for tile floor polishing due to inaccurate square footage in the amount of \$5,500.00 which is a third of the original bill.

All voted aye; motion carried.

2. CONSIDERATION OF 2007 COMPREHENSIVE ANNUAL FINANCIAL REPORT AND AUDIT

Comm. Carpenter, seconded by Comm. Matthews, made a motion to accept the 2007 Comprehensive Annual Financial Report and Audit as presented by Tom Masters of Kennemer, Masters and Lunsford, Outside Auditors.

All voted aye; motion carried.

3. CONSIDERATION FOR ADDITIONAL BILLING FOR YEAR ENDED SEPTEMBER 30, 2007 AUDIT BY KENNEMER, MASTERS AND LUNSFORD, OUTSIDE AUDITORS

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the additional billing for year ended September 30, 2007 audit by Kennemer, Masters & Lunsford, outside auditors in the amount of \$4,367.00.

All voted aye; motion carried.

4. CONSIDERATION OF AMENDMENT TO SECURE ALERT CONTRACT – JUVENILE SERVICES

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the amendment to the Secure Alert contract for Juvenile Services and give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF CRESSON, TEXAS ON SUBDIVISION PLATS

Comm. Matthews, seconded by Comm. McFall, made a motion to table this item.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Matthews, seconded by Comm. McFall, made a motion to advertise for Bids/Proposals for Precinct #2 and Precinct #4- a reclaimer with the cost being split between Precinct #2 and #4 in the amount of \$239,048.00; an emergency purchase of an air conditioner for Juvenile Probation in the amount of \$6,000.00; and Precinct # 1- a tractor and side mower.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE 111.0106 FOR:

- a. Reimbursement for Costs by Texas Midstream Gas Services-Road & Bridge, Precinct #2
- b. Reimbursement for Costs by Richey Oilfield Construction-Road & Bridge, Precinct #2
- c. Reimbursement for Costs by Chesapeake Energy-Road & Bridge, Precinct #1

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *111.0106* for Road & Bridge reimbursement for costs from Texas Midstream Gas Services in the amount of \$1,075.00 in Precinct #2; Road & Bridge reimbursement for costs from Richey Oilfield Construction in the amount of \$3,213.00 in Precinct #2 and Road & Bridge reimbursement for costs from Chesapeake Energy in the amount of \$15,142.88 in Precinct #1.

County Judge voted aye.
Comm. Matthews voted aye.
Comm. Carpenter voted aye.
Comm. Beeson voted aye.
Comm. McFall abstained.

motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE 111.010 C FOR:

- a. Road & Bridge-Purchase Road Reclaimer-Precinct #2
- b. Road & Bridge-Purchase Road Reclaimer-Precinct #4
- c. Building Maintenance-Bank Annex-Public Works

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *111.010 C* for the Road & Bridge Fund purchase of a Reclaimer for Precinct #2 in the amount of \$121,000.00 with Precinct #4; the Road & Bridge Purchase of a Reclaimer for Precinct #4 in the amount of \$117,500.00 with Precinct #2; the Building Maintenance Fund for the Budget shortage in the amount of \$20,000.00 for the Bank Annex-Public Works.

All voted aye; motion carried.

4. CONSIDERATION OF CURRENT EXEMPTIONS FROM TAXES FOR CITIZENS OF JOHNSON COUNTY THROUGH THE CENTRAL APPRAISAL DISTRICT

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the current exemption from taxes for citizens of Johnson County through the Central Appraisal District and give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF INTERLOCAL AGREEMENT FOR SOLID WASTE IMPLEMENTATION GRANT PROJECT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENT

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Interlocal Agreement for Solid Waste Implementation Grant Project with the North Central Texas Council of Governments and give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF SAVNS MAINTENANCE GRANT CONTRACT BETWEEN OFFICE OF THE ATTORNEY GENERAL AND JOHNSON COUNTY FOR THE STATE FISCAL YEAR 2009-CONTRACT #0908285

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the SAVNS Maintenance Grant Contract between the Office of the Attorney General and Johnson County for the State Fiscal Year 2009, Contract #0908285 and give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF CONTRACT FOR MANAGEMENT SERVICES AGREEMENT WITH GARY R. TRAYLOR & ASSOCIATES, INC. FOR THE HOME PROGRAM

Comm. McFall, seconded by Comm. Matthews, made a motion to table this item.

All voted aye; motion carried.

8. CONSIDERATION OF APPOINTMENT TO THE CORRIDOR SEGMENT COMMITTEES FOR I-35 WITH THE TEXAS DEPARTMENT OF TRANSPORTATION

Judge Harmon, seconded by Comm. Carpenter, made a motion to appoint Commissioner Beeson to the Corridor Segment Committees for I-35 with the Texas Department of Transportation.

All voted aye; motion carried.

9. CONSIDERATION TO PURCHASE SIGNS FROM THE TEXAS DEPARTMENT OF TRANSPORTATION TO DESIGNATE THE IMPLEMENTATION OF A BURN BAN IN THE COUNTY

Comm. Carpenter, seconded by Comm. McFall, made a motion to table this item.

All voted aye; motion carried.

10. CONSIDERATION TO MOVE PARKING SPACES OF THE ADULT PROBATION COUNTY VEHICLES FROM 116 MILL ST. (OLD JAIL) TO THE NEWLY ACQUIRED PARKING AT THE GUINN JUSTICE CENTER

Comm. McFall, seconded by Comm. Carpenter, made a motion to move the parking spaces of the Adult Probation County vehicles from 116 Mill St. (old jail) to the newly acquired parking at the Guinn Justice Center.

All voted aye; motion carried.

11. CONSIDERATION OF DISPOSITION OF THE MEALS ON WHEELS/COUNTY HEALTH OFFICE BUILDING AT 1601 N. ANGLIN STREET

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the advertisement for Proposal of sale to remove the Meals on Wheels/County Health office building at 1601 N. Anglin Street.

All voted aye; motion carried.

13. CONSIDERATION OF INTER-LOCAL AGREEMENT WITH THE CITY OF GRANDVIEW-PRECINCT #4

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the Inter-local Agreement with the City of Grandview in Precinct #4.

All voted aye; motion carried.

14. CONSIDERATION OF COMMISSIONER'S COURT APPROVAL OF INTER-LOCAL AGREEMENT WITH THE CITY OF GRANDVIEW-PRECINCT #4

Comm. Beeson, seconded by Comm. Carpenter, made a motion for Commissioner's Court to approve the Inter-local Agreement with the City of Grandview in Precinct #4.

All voted aye; motion carried.

15. CONSIDERATION OF RECOMMENDATION FOR COMMISSIONER JOHN W. MATTHEWS, PRECINCT #2 FOR CONSIDERATION BY THE NOMINATING COMMITTEE TO SERVE ON NCTCOG'S 2008-2209 EXECUTIVE BOARD

Comm. Beeson, seconded by Judge Harmon, made a motion to approve the recommendation for Commissioner John W. Matthews, Precinct #2 for consideration by the nominating committee to serve on NCTCOG's 2008-2009 Executive Board.

All voted aye; motion carried.

16. CONSIDERATION OF RIGHT OF WAY AGREEMENT WITH JOHNSON COUNTY AND TEXAS MIDSTREAM GAS SERVICES, LLC-PRECINCT #3

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the Right of Way Agreement with Johnson County and Texas Midstream Gas Services, LLC in Precinct #3.

All voted aye; motion carried.

17. CONSIDERATION OF AUTHORIZATION TO SIGN ALL THE DIVISION ORDERS THAT THE COUNTY WILL RECEIVE REGARDING GAS LEASES THAT HAVE BEEN EXECUTED

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the authorization for Judge Harmon to sign all Division Orders that the County will receive regarding gas leases that have been executed.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Consent Agenda as presented.

All voted aye; motion carried.

The Commissioner's Court recessed at 12:09 P.M. and reconvened at 1:27 P.M. to consider the following:

X. WORKSHOP

The Commissioner's Court went into Workshop Session at 1:27 P.M. to discuss the assignment of office space at the Johnson County Annex.

The Commissioner's Court re-convened into Open Session at 1:54 P.M. to consider the following:

VIII. NEW BUSINESS

12. CONSIDERATION OF ASSIGNMENT OF OFFICE SPACE AT THE JOHNSON COUNTY ANNEX

Comm. Beeson, seconded by Comm. Matthews, made a motion giving Judge Harmon and Commissioner McFall the authorization to assign office space at the Johnson County Annex for Public Works, ISS Department, Extension Office, Indigent Health Care, and Johnson County Economic Development Commission.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 1:59 P.M.

Submitted by: _____
County Clerk
Curtis H. Douglas

Approved by: _____
County Judge
Roger Harmon